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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/058,828         | 01/30/2002          | Paul Gilson           | 8157.0003-03           |

CONFIRMATION NO. 3776

## FORMALITIES LETTER



\*OC000000007491398\*

22852  
FINNEGAN, HENDERSON, FARABOW, GARRETT &  
DUNNER LLP  
1300 I STREET, NW  
WASHINGTON, DC 20005

Date Mailed: 02/19/2002



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$228.
  - \$144 for 8 total claims over 20.
  - \$84 for 1 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1098.

09/20/2002 AOSMAN1 00000040 10058828

|           |           |
|-----------|-----------|
| 01 FC:101 | 740.00 OP |
| 02 FC:102 | 84.00 OP  |
| 03 FC:103 | 144.00 OP |
| 04 FC:105 | 130.00 OP |

A copy of this notice **MUST** be returned with the reply.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

Customer No. 22,852

Attorney Docket No. 8157.0003-03

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )

Paul GILSON et al. )

Application No.: 10/058,828 )

Group Art Unit: 2836 )

Filed: January 30, 2002 )

Examiner: Unknown )

For: EMBOLIC PROTECTION  
DEVICE )Attn: **BOX MISSING PARTS**

Assistant Commissioner for Patents

Washington, DC 20231

Sir:

TRANSMITTAL LETTER

Enclosed please find the following:

1. Petition for Extension of Time - Five Months (1 page);
2. Response to Notice to File Missing Parts of Nonprovisional Application (1 page) including a copy of the Notice (1 page) and a copy of the executed Declaration and Power of Attorney document filed in parent Application No. 09/921,596 (4 pages); and
3. A check in the amount of \$3058.00 to cover the \$740.00 filing fee, \$228.00 extra claims fee, \$130.00 late filing surcharge, and \$1960.00 extension of time fee.
4. The extra claims fee is calculated as follows:

|   | Claims Remaining<br>After Amendment |   | Highest Number<br>Previously Paid | Present<br>Extra | Rate    | Additional<br>Fee |
|---|-------------------------------------|---|-----------------------------------|------------------|---------|-------------------|
| Total   | 28                                  | - | 20                                | 8                | x \$ 18 | \$ 144.00         |
| Indep.  | 4                                   | - | 3                                 | 1                | x \$ 84 | \$ 84.00          |
| <input type="checkbox"/> First Presentation of Multiple Dep. Claim(s) |                                     |   |                                   |                  | +\$280  |                   |
| Subtotal  |                                     |   |                                   |                  |         | \$ 228.00         |
| Reduction by ½ if small entity  |                                     |   |                                   |                  |         | -                 |
| TOTAL   |                                     |   |                                   |                  |         | \$ 228.00         |

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Please grant any extensions of time required and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 19, 2002

By:   
Keith D. MacMillan  
Reg. No.: 47,212

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PATENT  
Customer No. 22,852  
Attorney Docket No. 8157.0003-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
 )  
Paul GILSON et al. )  
 )  
Application No.: 10/058,828 ) Group Art Unit: 2836  
 )  
Filed: January 30, 2002 ) Examiner: Unassigned  
 )  
For: EMBOLIC PROTECTION )  
DEVICE )  
 )

Attn: **BOX MISSING PARTS**  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL APPLICATION**


In response to the Notice to File Missing Parts of Nonprovisional Application dated February 19, 2002, Applicants submit herewith the required (1) application filing fee payment of \$740.00, (2) extra claims fee payment of \$228.00, (3) late filing surcharge payment of \$130.00, (4) copy of the executed Declaration and Power of Attorney document filed in parent Application No. 09/921,596, and (5) copy of the Notice to File Missing Parts of Nonprovisional Application.

Please grant any extensions of time required to enter this response, and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 19, 2002

By:   
Keith D. MacMillan  
Reg. No. 47,212

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